

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
Kevin C. SOUTH, et al.) Before the Examiner
Serial No. 10/084,039) Charles E. Cooley
Filed February 27, 2002) Group Art Unit 1723
INTERNAL SEAL FOR A)
DISPOSABLE CENTRIFUGE) February 26, 2004

REQUEST FOR CORRECTION OF INVENTORSHIP

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

37 C.F.R. §1.48 provides for the correction of inventorship if the error arose without any deceptive intent. The correction procedure requires the filing of a request and a statement by the inventor being added that the error (i.e., omission) arose without deceptive intent. A new oath or declaration is required as well as the applicable fee under 37 C.F.R. §1.17(i). If the application is assigned, then the written consent of the assignee to the addition of the inventor is required. The individual signing for the assignee must state that he/she has the authority to act on behalf of the assignee. Each of these items are included with this Request.

Included as a part of this Request is a Statement by the inventor being added, Ismail C. Bagci. This Statement by Ismail C. Bagci is submitted in the form of an Affidavit. In his Affidavit, Mr. Bagci states that he should have been listed as a joint

inventor to the subject patent application based upon the claimed invention, as originally filed and as now amended. Mr. Bagci further states that this error (i.e., omission) arose without deceptive intent.

The required new declaration is included and this document has been signed by the three inventors at the time of filing and by Mr. Bagci, the inventor to be added in order to correct inventorship. Since the application was assigned at the time of filing, included as a part of this Request is the written consent of the assignee (Fleetguard, Inc.) to the addition of Mr. Bagci as a named inventor.

Finally, the fee required under 37 C.F.R. §1.17(I) in the amount of \$130 is enclosed.

In view of this Request, the accompanying and associated documents, and payment of the required processing fee, correction of inventorship is warranted and a favorable decision on this Request is respectfully solicited.

Respectfully submitted,

By James M. Durlacher
James M. Durlacher, Reg. No. 28,840
Woodard, Emhardt, Moriarty,
McNett & Henry LLP
Bank One Center/Tower
111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137
(317) 634-3456

Enclosures

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Docket No.: 8017-357/FG-4441

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Internal Seal for a Disposable Centrifuge**, the specification of which

(check one) [] is attached hereto.
 [x] was filed on February 27, 2002 as Application Serial No. 10/084,039
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. :

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | Priority Claimed |
|------------------------------|------------------|
| | |

| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
|----------|-----------|------------------------|-----|----|
|----------|-----------|------------------------|-----|----|

| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
|----------|-----------|------------------------|-----|----|
|----------|-----------|------------------------|-----|----|

| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
|----------|-----------|------------------------|-----|----|
|----------|-----------|------------------------|-----|----|

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to

disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| (Application Serial No.) | (Filing Date) | (Status - patent/pending/abandoned) |
|--------------------------|---------------|-------------------------------------|
|--------------------------|---------------|-------------------------------------|

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER

FILING DATE

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: C. David Emhardt 18,483; John V. Moriarty 26,207; John C. McNett 25,533; Thomas Q. Henry 28,309; James M. Durlacher 28,840; Charles R. Reeves 28,750; Vincent O. Wagner 29,596; Steve Zlatos 30,123; Spiro Bereveskos 30,821; Clifford W. Browning 32,201; R. Randall Frisk 32,221; Daniel J. Lueders 32,581; Kenneth A. Gandy 33,386; Timothy N. Thomas 35,714; Kurt N. Jones 37,996; John H. Allie 39,088; Holiday W. Banta 40,311; Troy J. Cole 35,102; L. Scott Paynter 39,797; Charles J. Meyer 41,996; Matthew R. Schantz 40,800; Gregory B. Coy 40,967; Lisa A. Hiday 40,036; John V. Daniluck 40,581; Christopher A. Brown 41,642; Arthur J. Usher IV 41,359; Douglas A. Collier 43,556; Brad A. Schepers 45,431; Scott J. Stevens 29,446; James B. Myers 42,021; John M. Bradshaw 46,573; Quentin G. Cantrell 47,469; Charles P. Schmal 45,082; Edward E. Sowers 36,015; John L. Roberts 50,453; Denise M. Gosnell 51,748; John J. Emanuele 51,653; and Michael S. Wherry 53,764.

Address all telephone calls to: James M. Durlacher at (317) 634-3456
Address all correspondence to: James M. Durlacher, Esquire
Woodard, Emhardt, Naughton, Moriarty & McNett
Bank One Center/Tower
111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Kevin C. South

Inventor's

Signature:

Kevin C. South

Date of Signature:

9-FEB-2004

Residence: 550 Crestwood Drive, Cookeville, Tennessee 38501

Citizenship: U.S.A.

Post Office Address: 550 Crestwood Drive, Cookeville, Tennessee 38501

Full name of second inventor: Peter K. Herman

Inventor's

Signature:

Peter K. Herman

Date of Signature:

Feb 10, 2004

Residence: 459 Windrowe Drive, Cookeville, Tennessee 38506

Citizenship: U.S.A.

Post Office Address: 459 Windrowe Drive, Cookeville, Tennessee 38506

Full name of third inventor: Hendrik N. Amirkhanian

Inventor's

Signature:

Hendrik Amirkhanian

Date of Signature:

Feb. 9, 2004

Residence: 563 Scenic Lane, Cookeville, Tennessee 38506

Citizenship: U.S.A.

Post Office Address: 563 Scenic Lane, Cookeville, Tennessee 38506

Full name of fourth inventor: Ismail C. Bagci

Inventor's

Signature:

Ismail C. Bagci

Date of Signature:

2/9/04

Residence: 3012 Old Walton Road, Cookeville, Tennessee 38506

Citizenship: U.S.A.

Post Office Address: 3012 Old Walton Road, Cookeville, Tennessee 38506

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SUBMISSION OF CONSENT OF ASSIGNEE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is the signed Consent of the assignee to the addition of Ismail C. Bagci as a named inventor to the subject patent application. At the time of filing the subject application, an assignment in favor of Fleetguard, Inc. was recorded. There has been no change to that assignee and the enclosed Consent acknowledges that the corporate officer signing the document has the authority to act on behalf of the assignee.

Respectfully submitted,

By James M. Durlacher
James M. Durlacher, Reg. No. 28,840
Woodard, Emhardt, Moriarty,
McNett & Henry LLP
Bank One Center/Tower
111 Monument Circle, Suite 3700
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CONSENT OF ASSIGNEE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

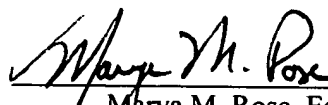
I, Marya M. Rose, state that I am the Secretary of Fleetguard, Inc., the assignee of the subject patent application. The assignment of the invention to Fleetguard, Inc. was recorded in the records of the Patent and Trademark Office on February 27, 2002, Reel 012660, Frame 0693.

I have the authority to act on behalf of the assignee (Fleetguard, Inc.) of the subject patent application with regard to all matters including the correction of inventorship by the addition of another inventor. I have been advised regarding the Request for Correction of Inventorship relative to the subject application and the request to add Ismail C. Bagci as one of the named inventors. The assignee hereby gives its consent to this Request for Correction of Inventorship and to the addition of Ismail C. Bagci as a named inventor on the subject patent application.

FLEETGUARD, INC.

✓ 2/9/04

Date



Marya M. Rose, Esq.
Secretary of Fleetguard, Inc.